

**SUPREME COURT MINUTES
THURSDAY, JANUARY 14, 2010
SAN FRANCISCO, CALIFORNIA**

S074624**PEOPLE v. MARTINEZ, JR.,
(TOMMY JESSE)**

Opinion filed: Judgment affirmed in full

Majority Opinion by Moreno, J.

-- joined by George, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S162313

B192375 Second Appellate District, Div. 8

**CHAVEZ (ROBERT) v. CITY
OF LOS ANGELES**

Opinion filed: Judgment reversed

Majority Opinion by Kennard, J.

-- joined by George, C. J., Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S177848

B219816 Second Appellate District, Div. 4

TRIBBLE (KEITH) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to
February 23, 2010.

S177880

F056745 Fifth Appellate District

**KESSLER (KELLY ALICE)
ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to
March 1, 2010.

S178027

B219699 Second Appellate District, Div. 3

**MCCLORE (WILBUR LYNN)
ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to
March 2, 2010.

S178133

H033953 Sixth Appellate District

**FELLMAN (DIANNE) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to
February 19, 2010.

S178232 G041618 Fourth Appellate District, Div. 3 **VELASCO (RICHARD) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 23, 2010.

S178253 A122964 First Appellate District, Div. 3 **CERNY (BRUCE A.) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 23, 2010.

S178265 D056053 Fourth Appellate District, Div. 1 **DEWOODY (CHARLES T.) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 26, 2010.

S178301 H034541 Sixth Appellate District **SUBIA (FRANK MIKE) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to March 3, 2010.

S178356 D055596 Fourth Appellate District, Div. 1 **HAUGEN (RICHARD) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to February 26, 2010.

S092615 **PEOPLE v. DEEN (OMAR RICHARD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to March 16, 2010.

S105097 **PEOPLE v. DUFF (DEWEY JOE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General John A. Bachman's representation that he anticipates filing the respondent's brief by March 22, 2010, counsel's request for an extension of time in which to file that brief is granted to March 22, 2010. After that date, no further extension is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S113653**PEOPLE v. HOYT (RYAN JAMES)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to March 15, 2010.

S138147**SMITH (GREGORY SCOTT)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Susan Sullivan Pithey's representation that she anticipates filing the informal response by February 1, 2010, counsel's request for an extension of time in which to file that document is granted to February 1, 2010. After that date, no further extension is contemplated.

S155651**ABILEZ (FRANK MANUEL)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Michael Laurence's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by July 31, 2010, counsel's request for an extension of time in which to file that document is granted to March 11, 2010. After that date, only three further extensions totaling about 140 additional days are contemplated.

S175307

D054754 Fourth Appellate District, Div. 1

PEOPLE v. HAJJAJ (FIRME HASSAN)

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to February 9, 2010.

S176171

B208748 Second Appellate District, Div. 6

KLING (RANDOLPH CLIFTON) v. S.C. (PEOPLE)

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to February 25, 2010.

No further extensions of time are contemplated.

S080947**PEOPLE v. ENRACA
(SONNY)**

Order filed

Appellant's "Application for Permission to File Supplemental Brief" is granted. The supplemental respondent's brief must be served and filed on or before February 2, 2010. Appellant's supplemental reply brief will be due within 20 days of the filing of the supplemental respondent's brief.

S178946

B212958 Second Appellate District, Div. 6

**PEOPLE v. FISHER
(TYRONE)**

Order filed

The time for granting review on the court's own motion is hereby extended to March 25, 2010. (Cal. Rules of Court, rule 8.512 (c).)

S178495**MERRITT (RYAN ANDREW)
v. S.C. (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, Division Six, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S177911**BEECHER ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEPHEN HOWARD BEECHER, State Bar Number 137509, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. STEPHEN HOWARD BEECHER is suspended from the practice of law for the first 60 days of probation;
2. STEPHEN HOWARD BEECHER must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 16, 2009; and
3. At the expiration of the period of probation, if STEPHEN HOWARD BEECHER has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

STEPHEN HOWARD BEECHER must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section

6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2011, 2012, and 2013. If STEPHEN HOWARD BEECHER fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S177915**JORDAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that KEITH GERMAIN JORDAN, State Bar Number 171267, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. KEITH GERMAIN JORDAN is suspended from the practice of law for a minimum of the first two years of probation, and he will remain suspended until the following requirements are satisfied:
 - i. He makes restitution to Juan Antonio Orozco Esqueda in the amount of \$2,400 plus 10 percent interest per year from February 25, 2004 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Juan Antonio Orozco Esqueda, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles;
 - ii. He makes restitution to Cruz Alberto Guzman Rolon in the amount of \$5,000 plus 10 percent interest per year from April 6, 2007 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Cruz Alberto Guzman Rolon, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles;
 - iii. He makes restitution to Lomeli Prieto in the amount of \$1,250 plus 10 percent interest per year from August 7, 2006 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Lomeli Prieto, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles;
 - iv. He makes restitution to Rigoberto Villeda in the amount of \$6,000 plus 10 percent interest per year from April 17, 2006 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Rigoberto Villeda, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles;
 - v. He must provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. KEITH GERMAIN JORDAN must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 9, 2009.
3. At the expiration of the period of probation, if KEITH GERMAIN JORDAN has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied

and that suspension will be terminated.

KEITH GERMAIN JORDAN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S177917**JAMAN ON DISCIPLINE**

Recommended discipline imposed

The court orders that RONALD DENNIS JAMAN, State Bar Number 48057, is suspended from the practice of law in California for 60 days, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. RONALD DENNIS JAMAN must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on September 14, 2009; and
2. At the expiration of the period of probation, if RONALD DENNIS JAMAN has complied with the terms of probation, the 60-day period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S177919**CAMPA ON DISCIPLINE**

Recommended discipline imposed

The court orders that DRAGO CAMPA, State Bar Number 170057, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, subject to the following conditions:

1. DRAGO CAMPA is suspended from the practice of law for a minimum of eighteen months, and he will remain suspended until the following requirements are satisfied:
 - i. The State Bar Court grants a motion to terminate his suspension pursuant to rule 205 of the Rules of Procedure of the State Bar; and
 - ii. If he remains suspended for two years or more as a result of not satisfying the preceding condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. DRAGO CAMPA must comply with the conditions of probation, if any, imposed by the State Bar Court as a condition for terminating his suspension.

DRAGO CAMPA must also take and pass the Multistate Professional Responsibility Examination

during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

DRAGO CAMPA must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S177920**BOBBITT ON DISCIPLINE**

Recommended discipline imposed

The court orders that CRYSTAL L. BOBBITT, State Bar Number 218544, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. CRYSTAL L. BOBBITT must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 14, 2009; and
2. At the expiration of the period of probation, if CRYSTAL L. BOBBITT has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

CRYSTAL L. BOBBITT must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with her membership fees for each of the years 2011, 2012, and 2013. If CRYSTAL L. BOBBITT fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S177922**WILLIS ON DISCIPLINE**

Recommended discipline imposed

The court orders that STUART WEST WILLIS, State Bar Number 48878, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. STUART WEST WILLIS is suspended from the practice of law for the first 90 days of probation;
2. STUART WEST WILLIS must comply with the other conditions of probation recommended

by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 14, 2009; and

3. At the expiration of the period of probation, if STUART WEST WILLIS has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

STUART WEST WILLIS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order, or during the period of his suspension, whichever is longer and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

STUART WEST WILLIS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S177925

NOVICOFF ON DISCIPLINE

Recommended discipline imposed

The court orders that AMY SUSAN NOVICOFF, State Bar Number 200245, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. AMY SUSAN NOVICOFF is suspended from the practice of law for the first 30 days of probation (with credit given for the period of interim suspension which commenced on January 12, 2009);
2. AMY SUSAN NOVICOFF must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 26, 2009.
3. At the expiration of the period of probation, if AMY SUSAN NOVICOFF has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

AMY SUSAN NOVICOFF must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with her membership fees for each of the years 2011 and 2012. If AMY SUSAN NOVICOFF fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S177927**O’KANE III ON DISCIPLINE**

Recommended discipline imposed

The court orders that JOHN JOSEPH O’KANE III, State Bar Number 97772, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. JOHN JOSEPH O’KANE III is suspended from the practice of law for the first year of probation;
2. JOHN JOSEPH O’KANE III must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on September 25, 2009; and
3. At the expiration of the period of probation, if JOHN JOSEPH O’KANE III has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

JOHN JOSEPH O’KANE III must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar’s Office of Probation in Los Angeles within the same period.

Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

JOHN JOSEPH O’KANE III must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with membership fees for each of the years 2011, 2012, and 2013. If JOHN JOSEPH O’KANE III fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S177930**QUINN ON DISCIPLINE**

Recommended discipline imposed

The court orders that COLLEEN MARIE QUINN, State Bar Number 87608, is suspended from the practice of law in California for four years, execution of that period of suspension is stayed, and she is placed on probation for five years subject to the following conditions:

1. COLLEEN MARIE QUINN is suspended from the practice of law for a minimum of the first three years of probation, and she will remain suspended until the following requirements are satisfied:
 - i. She must provide proof to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law before her suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. COLLEEN MARIE QUINN must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Decision filed on

September 23, 2009.

3. At the expiration of the period of probation, if COLLEEN MARIE QUINN has complied with all conditions of probation, the four-year period of stayed suspension will be satisfied and that suspension will be terminated.

COLLEEN MARIE QUINN must also take and pass the Multistate Professional Responsibility Examination during the period of her suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in an automatic suspension. (Cal. Rules of Court, rule 9.10(b).)

COLLEEN MARIE QUINN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.